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MP
PATENT

THEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231 ON THE DATE INDICATED BELOW.

BY:

Louisa Drain

DATE:

April 15, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re	:	Patent Application of	:	Attn: Box Missing Parts
	:	Sean A. McCarthy <i>et al.</i>	:	
	:		:	
Conf. No.:	:	5729	:	
	:		:	
Appln. No.:	:	10/042,431	:	
	:		:	
Filed	:	October 25, 2001	:	Attorney Docket No.
	:		:	10147-6U2
For	:	NOVEL GENES ENCODING PROTEINS	:	(MBIO1999-030CP2)
	:	HAVING DIAGNOSTIC, PREVENTIVE,	:	
	:	THERAPEUTIC AND OTHER USES	:	

**TRANSMITTAL OF MISSING PARTS OF
APPLICATION - FILING DATE GRANTED**

In response to the Notice to File Missing Parts dated February 14, 2002, we submit herewith the following:

- Copy of the Notice to File Missing Parts of Application -- Filing Date Granted, mailed February 14, 2002.
- No Notice to File Missing Parts has been received.
- Executed Declaration and Power of Attorney.
- Verified English translation of application as filed.
- Priority document(s): Certified copy(ies) of _____ patent application No(s). _____, filed in _____ on _____ from which priority is claimed under 35 U.S.C. § 119.
- Formal drawings: _____ sheets
- Information Disclosure Statement, PTO-1449, and cited references.
- Preliminary Amendment.
- Nucleotide and/or Amino Acid Sequence Submission, including:
 - Computer readable copy Paper Copy Verified Statement
- Petition for Extension of Time along with requisite fee.
- Request for Refund.
- Request for Corrected Filing Receipt. Attached is a marked-up copy of the Filing Receipt showing corrections.

Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as an Independent Inventor, or a Small Business Concern, or a Non-Profit Organization.

Other: _____

			SMALL ENTITY		LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE: \$370.		BASIC FEE: \$740	
Total	-20 =		X9	\$	OR	X18 \$
Independent	- 3 =		X42	\$	OR	X84 \$
<input type="checkbox"/> Multiple Dependent Claims Present			\$140	\$	OR	\$280 \$
			TOTAL	\$	OR	TOTAL \$

The following fees noted below are being paid.

Surcharge of \$130 for late filing of filing fee and/or Declaration and Power of Attorney.

Surcharge of \$130 for late filing of English translation.

Extension of Time fee in the amount of \$ ____ .00 (Petition for Extension of Time is attached).

Filing Fee in the amount of \$ ____ .00 calculated above.

Enclosed is our firm's check in the amount of \$130.00 for the above fee(s).

The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 210147.0082) as noted below. A duplicate copy of this sheet is enclosed.

The above-calculated fee(s) calculated totaling \$ ____ .00.

Any overpayments or deficiencies in the above-calculated fee(s).

Any additional fees required under 37 C.F.R. § 1.16 or § 1.17.

In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

Respectfully submitted,

SEAN A. McCARTHY ET AL

By:

GARY D. COLBY, Ph.D., J.D.

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15 April 2002

(Date)



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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/042,431	10/25/2001	Sean A. McCarthy	10147-6U2

000570
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PHILADELPHIA, PA 19103

CONFIRMATION NO. 5729
FORMALITIES LETTER

 OC00000007474127

Date Mailed: 02/14/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

N
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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